

IN THE CRIMINAL COURT OF SHELBY COUNTY, TENNESSEE
30TH JUDICIAL DISTRICT AT MEMPHIS
DIVISION VIII

EARLEY STORY,
PETITIONER,

VS

STATE OF TENNESSEE,
RESPONDENT

P-27176

WILLIAM A. N. 6-1-04

BY MP D. C.

ORDER DENYING PETITION FOR POST-CONVICTION RELIEF

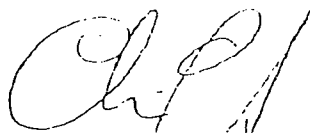
This cause came on to be heard on the Petition for Post-conviction Relief filed by petitioner, Response of the State of Tennessee, an evidentiary hearing held November 7, 2003 and January 2, 2004, and the record as a whole,

FROM ALL OF WHICH THE COURT FINDS as follows:

PROCEDURAL HISTORY

Due in large part to petitioner's having had six attorneys either retained or appointed to represent him, and his electing to represent himself in this petition with a resultant unfamiliarity of normal court procedure, a history of this litigation and the issues petitioner has raised must first be set out for a proper understanding of this Court's rulings. Petitioner, who was employed as a Deputy Jailer for the Shelby County Sheriff's Department, was arrested on a warrant for selling marijuana to an undercover officer, and posted a \$10,000 bond. His initial charge was dismissed in General Sessions Court when the state failed to produce the confidential informant or others present at the alleged drug buy, but he was subsequently indicted on August 7, 1997, for three separate undercover buys charging him with three drug offenses in three separate indictments, each containing three counts of Sale of Marijuana, Possession with Intent to Sell and Possession with Intent to Deliver, numbered 97-08557, 97-08558 and 97-08560. The dates of the offenses were alleged as January 9, 1997, January 15, 1997, and January 22, 1997, respectively. He retained attorney Stephen Leffler to represent him, who was the first in a succession of attorneys with whom he developed serious disagreements, whom he either fired or who asked to be

IT IS SO ORDERED this 1st day of June, 2004.

A handwritten signature in black ink, appearing to read 'Chris Craft', written over a horizontal line.

CHRIS CRAFT
Criminal Court, Division VIII
30th Judicial District at Memphis

IN THE CRIMINAL COURT OF SHELBY COUNTY, TENNESSEE
30TH JUDICIAL DISTRICT AT MEMPHIS
DIVISION VIII

EARLEY STORY)	
)	
VS.)	97-08560
)	
STATE OF TENNESSEE,)	
RESPONDENT)	

ORDER GRANTING STATE'S MOTION TO DISMISS "PETITION FOR A WRIT OF
ERROR CORAM NOBIS AND REQUEST FOR AN EXPEDITED HEARING"

This cause came on to be heard June 21, 2019, on the above-styled *pro se* petition filed by the petitioner, statements of the State of Tennessee and the petitioner, acting *pro se*, and the record as a whole,

FROM ALL OF WHICH THE COURT FINDS as follows:

The petitioner, who was employed as a Deputy for the Shelby County Sheriff's Department, was arrested on a warrant in 1997 for selling marijuana to an undercover officer, and posted a \$10,000 bond. His initial charge was dismissed in General Sessions Court when the state failed to produce the confidential informant or others present at the alleged drug buy, but he was subsequently indicted on August 7, 1997, by a Shelby County Grand Jury for three separate undercover sales charging him with three drug offenses in three separate indictments, each containing three counts of Sale of Marijuana, Possession with Intent to Sell and Possession with Intent to Deliver, numbered 97-08557, 97-08558 and 97-08560. The dates of the offenses were alleged as January 9, 1997, January 15, 1997, and January 22, 1997, respectively. He was represented successively by six different attorneys, with whom he would develop disagreements, but eventually he proceeded to trial. The petitioner did not want his three indictments tried separately, requesting that they be consolidated for trial, and so trial commenced December 6, 1999, on all three indictments. On December 9th, the jury acquitted the petitioner of the offenses alleged to have been committed on January 9 and January 15, but found the appellant guilty of the sale of marijuana on January 22, 1997 (Indictment # 97-08560). He was eventually

to dismiss is granted, and the above-styled petition is hereby dismissed.

ENTERED this 19th day of July, 2019.

CHRIS CRAFT, Judge
Criminal Court, Div. VIII
30th Judicial District at Memphis

IN THE CRIMINAL COURT OF SHELBY COUNTY

STATE OF TENNESSEE

Case No. _____

VS.

EARLEY STORY
DEFENDANT

UNIFORM AFFIDAVIT OF INDIGENCY

Comes the defendant and, subject to the penalty of perjury, makes oath to the following facts (please list, circle, complete, etc.)

PART I

1. Full Name: EARLEY STORY 2. Social Security No. 6371
3. Any other names ever used: NONE 4. Address: 4700 GINN Rd.
5. Telephone Nos.(Home) 789-5384 (Work) _____ (Other) _____
6. Are you working anywhere? Yes (☒) No (☐) Where? _____
7. How much do you make? 7.25 hr. (weekly, monthly, etc.) 8. Birthdate: 10/14/04
9. Do you receive any governmental assistance or pensions (disability, SSI, AFDC, etc.)?
Yes (☐) No (☒) What is its value? _____ (weekly, monthly, etc.)
10. Do you own any property: (house, car, bank acct., etc.) Yes (☐) No (☐) What is its Value? \$60,000
11. Are you, or your family, going to be able to post your bond? Yes (☒) No (☐)
12. Are you, or your family, going to hire a private attorney? Yes (☐) No (☒) (if it's the Lords' will)
13. Are you now in custody? Yes (☐) No (☒) If so, how long have you been in custody? _____

(if the defendant is in custody, unable to make bond and the answers to questions one (1) through eleven (11) make it clear that the defendant has no resources to hire a private attorney, skip Part II and complete Part III. If Part II is to be completed, do not list items already listed in Part I.)

PART II

14. Names & Ages of all defendants: MALANDO STORY 18yr. relationship SON
relationship _____
relationship _____

15. I have met with the following lawyer(s), have attempted to hire said lawyer(s) to represent me, and have been unable to do so:

Name: JEFF Rosenblum, John Herbison, Kathleen Caldwell
Address: _____

16. All my income from all sources (including, but not limited to wages, interest, gifts, AFDC, SSI, social security, retirement, disability, pension, unemployment, alimony, worker's compensation, etc.):

\$ 13.04 per hr. from MARY STORY
\$ _____ per _____ from _____
\$ _____ per _____ from _____

17. All money available to me from any source: A. Cash _____
 B. Checking, Savings, or CD Account(s) – give bank acct. no., balance _____
 C. Debts owed me. ~~House payment, car payment, \$125~~ None
 D. Credit Card(s)-give acct. no., balance, credit limit, and type (Visa, Mastercard, American Express, etc.) None
 E. Other _____

18. All vehicles/vessels owned by me, solely or jointly, with the last six months (including but not limited to cars, trucks, motorcycles, farm equip., boats, etc.) CAR

_____	value \$ _____	amt. owed <u>9,000</u>
_____	value \$ _____	amt. owed _____
_____	value \$ _____	amt. owed _____

19. All real estate owned by me, solely or jointly, within the last six months (including land, lots, houses, mobile homes, etc.) house value \$ 60,000 amt. owed 60,000
 _____ value \$ _____ amt. owed _____

20. All assets or property not already listed owned within the last six months or expected in the future:
 _____ value \$ _____ amt. owed _____
 _____ value \$ _____ amt. owed _____

21. The last income tax return I filed was for the year 2003 and it reflected a net income or \$ 0
 I will file a copy of same within one week if required.

22. I am out of jail on bond of \$ 0 made by _____. The money to make bond, \$ _____ was paid by _____.

PART III

23. Acknowledging that I am still under oath, I certify that I have listed in Parts I and II all assets in which I hold or expect to hold any legal or equitable interest.

24. I am financially unable to obtain the assistance of a lawyer and request the Court to appoint a lawyer for me.

25. I understand that it is a Class A Misdemeanor for which I can be sentenced to jail for up to 11 months 29 days or be fined up to \$2,500.00 or both if I intentionally or knowingly misrepresent, falsify, or withhold any information required in this affidavit. I also understand that I may be required by the Court to produce other information in support of my request for an attorney.

This 1 day of June, 20 04.

Euler
 Defendant

Sworn to and Subscribed before me this 1st day of June, 20 04.

M. Repp
 Clerk

[Signature]
 Judge, Division 8 CC7-87(b)



**THE TENNESSEE
COURT OF THE JUDICIARY**

October 13th, 2011

TIMOTHY R. DISCENZA
Disciplinary Counsel

P.O. BOX 50356
NASHVILLE, TN 37205
Phone (615) 649-8851
E-Mail: trdiscenza@att.net

PATRICK J. McHALE
Assistant Disciplinary Counsel

P.O. BOX 50356
NASHVILLE, TN 37205
Phone (615) 925-2888
E-Mail: patrickjmchale@gmail.com

PERSONAL/CONFIDENTIAL

Earley Story
4700 Gill Road
Memphis, Tennessee 38109

RE: Complaint against Judge Craft
File No.11-4478

Dear Mr. Story


This will acknowledge receipt of your complaint filed against Judge Craft.
This office has carefully reviewed the allegations set forth in your complaint.

After careful consideration of your complaint, I have determined that it does not rise to the level that would justify further action. In order for us to proceed, the statute requires allegations of specific facts which would cause a reasonable person to believe that there is a substantial probability that the judge has committed judicial misconduct. *See Tenn. Code Ann. § 17-5-304(a).*

The Court of the Judiciary's jurisdiction is strictly limited. The Court is not an appeals court and does not have the authority to change any ruling the judge may have made. I only investigate allegations of judicial misconduct as provided by law

Accordingly, your complaint is dismissed and our file is closed. Please be advised that you have the right to appeal this summary dismissal to an investigative panel of the Court of the Judiciary. If you wish to do so, please forward to me a notice of your intent to appeal this decision and I will present it to the panel.

Sincerely yours,


Timothy R. Discenza
Disciplinary Counsel



THE TENNESSEE BOARD OF JUDICIAL CONDUCT

511 Union Street
Suite 600
Nashville, TN 37219

MEMBERS OF THE TENNESSEE
BOARD OF JUDICIAL CONDUCT

Dee David Gay
Board Chair

Timothy R. Discenza
Disciplinary Counsel

Shane Hutton
Assistant Disciplinary Counsel

Kenny Armstrong
H. Allen Bray
Andrew G. Brigham
Robert Carter, Jr.
Paul B. Conley, III
Brooke Emery
Dwight "D.J." Farris
Tammy Harrington
Austin L. McMullen
Edward (Ward) Phillips
Benjamin Purser, Jr.
Jeff D. Rader
John Whitworth
Robert W. Wilkinson

James M. Hivner, Clerk
100 Supreme Court Building
401 Seventh Avenue, North
Nashville, TN 37219-1407
615-253-1470

March 5, 2019

PERSONAL/CONFIDENTIAL

Mary Story
4700 Gill Road
Memphis, Tennessee 38109

Re: Complaint against Judge Craft
File No.

Dear Ms. Story:

This will acknowledge receipt of the complaint you filed concerning the above-captioned judge. Please know that the allegations set forth in your complaint were carefully reviewed and submitted to an investigative panel of this Board. After this careful consideration, the investigative panel has determined that the complaint does not rise to the level that would justify further action. In order for us to proceed, the statute requires that there must be specific facts shown that establish probable cause that the judge's conduct constituted a violation of Tenn. Code Ann. § 17-5-302. See Tenn. Code Ann. § 17-5-304(b).

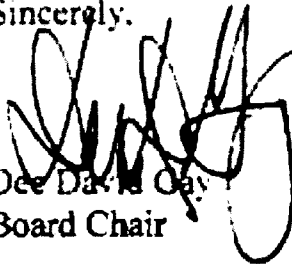
Our jurisdiction is strictly limited. We are not an appeals court and do not have the authority to change any ruling a judge may have made. We are only allowed to investigate allegations of judicial ethics violations listed in Tenn. Code Ann. § 17-5-302.

In deciding whether or not the Board can successfully sanction a judge, the investigative panel must also consider that in order to discipline a judge, the proof of the ethics violation must be "clear and convincing." Tenn. Code Ann. § 17-5-308. The investigative panel did not feel such a burden could be met in this case.

At its core, your complaint appears to be a reflection mostly of dissatisfaction with a decision or series of decisions made by a judge. The appellate courts, not the Board, generally handle legal questions. Even if you think a judge has made a wrong ruling, that is not a breach of ethics or a violation of the Code of Judicial Conduct that would ordinarily be handled by this Board.

Accordingly, your complaint has been dismissed, and our file has been closed. Nevertheless, the Board of Judicial Conduct thanks you for your interest in preserving the integrity of our judicial system.

Sincerely,



Dee Davis Gay
Board Chair

PAULA SKAHAN
JUDGE OF DIVISION I

GLENN WRIGHT
JUDGE OF DIVISION II

J. ROBERT CARTER, JR.
JUDGE OF DIVISION III

CAROLYN WADE BLACKETT
JUDGE OF DIVISION IV

JAMES M. LAMMEY, JR.
JUDGE OF DIVISION V



**THE CRIMINAL COURT OF TENNESSEE
THIRTIETH JUDICIAL DISTRICT AT MEMPHIS
201 POPLAR
MEMPHIS, TENNESSEE 38103
(901) 222-3287
FAX (901) 222-3226**

JOHN WHEELER CAMPBELL
JUDGE OF DIVISION VI

LEE V. COFFEE
JUDGE OF DIVISION VII

CHRIS CRAFT
JUDGE OF DIVISION VIII

W. MARK WARD
JUDGE OF DIVISION IX

JENNIFER JOHNSON MITCHELL
JUDGE OF DIVISION X

7/19/18

Mr. Earley Story
4700 Gill Road
Memphis, TN 38109

Re: The order denying your petition

Dear Mr. Story:

Please find enclosed a file-stamped copy of the order I entered this date, 7/19/19, denying your coram nobis petition. As stated in my email to you on 7/16/19, responding to your email to me, you will have only 30 days from 7/19/19 to file a notice of appeal, if you wish to appeal the order. You have a right to have an attorney represent you should you appeal, and if you wish an indigency hearing I will be glad to give you one. As you are aware from the issues in your appeal of your trial, if you are found to be indigent I will be glad to appoint an attorney for you if you wish one, and cannot afford one.

Sincerely,

CHRIS CRAFT
Judge, Division VIII
Criminal Court, Shelby County, Tennessee
30th Judicial District at Memphis



Earley Story <earleystory@gmail.com>

"Transcript of Evidence Request"

3 messages

Craft, Christopher <Christopher.Craft@shelbycountyttn.gov>

Tue, Aug 13, 2019 at 2:02 PM

To: Earley Story <earleystory@gmail.com>

Mr. Storey: As you apparently are still representing yourself, I am sending this email to you (as you have emailed me in the past) to inform you of an error you may be committing in the way you are attempting to perfect your appeal. I cannot give you legal advice, but also would hate for your appeal to be dismissed due to a procedural error on your part.

The Clerk this morning informed me that you filed a "Transcript of Evidence Request" yesterday, asking that a transcript of the 6/21/19 court proceeding in your case "be furnished to the Tennessee Court of Criminal Appeals, audio and written, with the transcript of evidence." It is impossible for the Clerk to do this, as they do not have any of these things. The audio recording itself is not a public record, by law, and is not kept by the Clerk. Also, no transcript exists of the hearing that day. If you wish a transcript prepared, you would need to get a court order first, ordering the Court Reporter to prepare the transcript from her records that the Court Reporter keeps. Then, unless you can prove you are indigent, you will have to pay the Court Reporter in advance for her to prepare a transcript. To get an estimate of the cost, you may send a request to:

Court Reporter

Room 7-16

201 Poplar Avenue

Memphis, TN 38103

Once the reporter is paid, she will begin preparation of the transcript and deliver it to you when it is finished. You will then have to take it to the 4th floor and file it with the Shelby County Criminal Court Clerk, not the Court of Appeals. Once the Shelby County Criminal Court Clerk has completed preparation of the trial record containing the transcript and you have signed a notice that you have approved it, they will then send the trial record to the District Attorney for approval, and then to the trial court for approval. Once I have approve the trial record, the Clerk will then send it to the Court of Criminal Appeals Clerk in Jackson to docket your appeal. The rules for how to do all of this are contained in the Tennessee Rules of Appellate Procedure. I would strongly advise you to get an attorney to do this for you. 90% of the parties who are representing themselves on appeal from trial court rulings, in my experience, have had their appeals dismissed for failure to file briefs timely or properly or fail to properly perfect the trial record for appeal. There are time limits for all of these steps to be completed in the Rules. There also was a post-it note on your filing with forms attached stating "to be filled out by the court." I have no idea what that means. Other than performing the steps I described above, I have no jurisdiction over your case anymore because of the Notice of Appeal you filed, and cannot help you fill anything out for your appeal. If there is anything further that you wish me to do for you legally, you would have to file a motion for me to do so in court and we would have to have a hearing on it as to whether I would have jurisdiction.

I will cause a copy of this email to be filed in your court file tomorrow, and am also emailing a copy of it to the District Attorney's office.



Western Division
 Appellate Court Clerk's Office - Jackson
 Supreme Court Building
 6 Hwy 45 Bypass
 Jackson, TN 38301
 (731) 423-5840
 Tax ID#: 62-6001445

RECEIPT # 4398
 RECEIPT DATE:
 AUGUST 7, 2019

PAID BY: Earley Story
 4700 Gill Road
 Memphis, TN 38109

Clerk: BRR
 Received: \$550.00

PAYMENT METHOD(S)	VOID	CHECK/MO NO.	AMOUNT
Check		4772	\$550.00

DESCRIPTION	CASE NUMBER	QTY	UNIT PRICE	ITEM TOTAL
Filing Fee Invoice #170320	W2019-01406-CCA-R3-ECN			\$550.00

TOTAL	\$550.00
--------------	-----------------

INVOICE	BALANCE DUE
#170320	\$0.00

W2019-01406-CCA-R3-ECN

FILED

AUG 07 2019

Clerk of the Courts
Rec'd By _____**NOTICE OF APPEAL**Style Earley Story / Appellantv. Shelby County DAG/ Appellee**Notice**Notice is given that Earley Story

[List name(s) of all appealing party(ies) on separate sheet if necessary]

appeals the final judgment(s) of the Criminal Court of Shelby
[List the circuit, criminal, chancery or juvenile court] [List the County]County filed on 7-19-2019 to the Court of Criminal Appeals
[List the date(s) the final judgment(s) was filed in the trial court clerk's office] [Name the Court of Appeals (civil), Court of Criminal Appeals (criminal), or Supreme Court (Workers' Compensation)]**Additional Information****Type of Case** [Check the most appropriate item]

- | | |
|---|---|
| <input type="checkbox"/> Civil | <input checked="" type="checkbox"/> Habeas Corpus |
| <input type="checkbox"/> Criminal | <input type="checkbox"/> Juvenile |
| <input checked="" type="checkbox"/> Post Conviction | <input type="checkbox"/> Dependent and Neglect |
| <input type="checkbox"/> Workers's Compensation | <input type="checkbox"/> Other (Specify: <u>Writ of error coram</u>) |
| <input type="checkbox"/> Death Penalty | |
| <input type="checkbox"/> Parental Termination | |

Trial Court Number 97-08560**Trial Court Judge** Judge John P. Cotton/ judge Chris Craft/ post**Civil Appeal Cost Bond** [Check the most appropriate item]

- | | |
|-------------------------------------|---|
| <input type="checkbox"/> | Filed in trial court with copy attached |
| <input checked="" type="checkbox"/> | Indigent with copy of indigency order or affidavit attached <u>Filed on 8-12-2019</u> |
| <input type="checkbox"/> | Cash bond filed in trial court with copy attached |

Case 2:97-cv-02469-TLP Document 47-1 Filed 09/09/19 Page 10 of 17 PageID 84

THIS FORM MUST BE RETURNED TO THE APPELLATE COURT CLERK'S
OFFICE WITHIN 15 DAYSDocketing Statement
For
Criminal Appeals

PLEASE PROVIDE ALL OF THE FOLLOWING INFORMATION

Style of Case: State of Tennessee vs Earley Story
 Name of Appellant: Earley Story
 Appellate Court Docket Number: 2019-01406-CCA-R3-ECN
 County and Trial Court Docket Number: 97-08360
 Trial Judge: Judge John P. Colton Jr.
Post Conviction Judge Chris Craft
 Nature of Case (Original Appeal, Post-Conviction, Habeas Corpus, Probation Revocation, etc.):
Wait of Error Coram Nobis
 Offense(s) and Sentence(s) (Name of Offense and T.C.A. Section No.): TCA 39-17-417
See Attached Probation Form
 Date of Offense: 1-22-1997
 Date of Final Judgment (or Final Order in P.C., Habeas Corpus, etc., Case): 7-19-2019
 Date of Denial of Motion for New Trial (or Other Applicable Post-Trial Motion):
 Date of Notice of Appeal: August 7, 2019 CUPCS with intent to sell
 Date Transcript Ordered or Notice that no Transcript will be Filed: margin
 Birthdate of the Appellant: 10-14-1953
 Is the Appellant Indigent? Yes
 If yes, provide proof. See Attached info
 Is the Appellant Free on Bond?: see attached " " "
 If yes, provide copy of bond. " " "
 Appellant's Address: 4700 Gill Memphis TN 38109
 If incarcerated, give TDOC# and facility name: N/A
 Name of Counsel: Michael Gattio #015444 901-734-3418
 Address and Telephone Number: 2608 Poplar Ave. Ste 401 Memphis TN 38103
 Appointed or Retained?: Appointed July 1999
Applying For Counsel (Indigent)
Earley Story 8-12-2019
 Signature of Counsel Date
 or Pro Se Appellant

Revised: 2-11-09



Earley Story <earleystory@gmail.com>

"Transcript of Evidence Request"

3 messages

Craft, Christopher <Christopher.Craft@shelbycountyttn.gov>

Tue, Aug 13, 2019 at 2:02 PM

To: Earley Story <earleystory@gmail.com>

Mr. Storey: As you apparently are still representing yourself, I am sending this email to you (as you have emailed me in the past) to inform you of an error you may be committing in the way you are attempting to perfect your appeal. I cannot give you legal advice, but also would hate for your appeal to be dismissed due to a procedural error on your part.

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Court Reporter

Room 7-16

201 Poplar Avenue

Memphis, TN 38103

Once the reporter is paid, she will begin preparation of the transcript and deliver it to you when it is finished. You will then have to take it to the 4th floor and file it with the Shelby County Criminal Court Clerk, not the Court of Appeals. Once the Shelby County Criminal Court Clerk has completed preparation of the trial record containing the transcript and you have signed a notice that you have approved it, they will then send the trial record to the District Attorney for approval, and then to the trial court for approval. Once I have approve the trial record, the Clerk will then send it to the Court of Criminal Appeals Clerk in Jackson to docket your appeal. The rules for how to do all of this are contained in the Tennessee Rules of Appellate Procedure. I would strongly advise you to get an attorney to do this for you. 90% of the parties who are representing themselves on appeal from trial court rulings, in my experience, have had their appeals dismissed for failure to file briefs timely or properly or fail to properly perfect the trial record for appeal. There are time limits for all of these steps to be completed in the Rules. There also was a post-it note on your filing with forms attached stating "to be filled out by the court." I have no idea what that means. Other than performing the steps I described above, I have no jurisdiction over your case anymore because of the Notice of Appeal you filed, and cannot help you fill anything out for your appeal. If there is anything further that you wish me to do for you legally, you would have to file a motion for me to do so in court and we would have to have a hearing on it as to whether I would have jurisdiction.

I will cause a copy of this email to be filed in your court file tomorrow, and am also emailing a copy of it to the District Attorney's office.

**IN THE COURT OF CRIMINAL APPEALS OF TENNESSEE
AT JACKSON**

EARLEY STORY v. STATE OF TENNESSEE

**Shelby County Criminal Court
97-08560**

No. W2019-01406-CCA-R3-ECN

Date Printed: 11/25/2019

Notice / Filed Date: 11/25/2019

NOTICE - Appellate Record - Original Filed

The Appellate Court Clerk's Office filed the appellate record. The record contains:

1 Technical Record

Briefs must comply with Rules 27, 28 and 29 of the Tennessee Rules of Appellate Procedure.

Brief copy requirements:

Court of Criminal Appeals (original + 3 copies)

Court of Appeals (original + 4 copies)

Supreme Court Workers' Comp. (original + 3 copies)

Supreme Court (original + 5 copies)

BRIEF COLORS:

Appellant briefs - BLUE covers.

Appellee briefs - RED covers.

Reply briefs - GRAY covers.

James M. Hivner
Clerk of the Appellate Courts

CLAIM FOR ATTORNEY FEE

INSTRUCTIONS: (See Supreme Court Rule 13). If this form is not completed correctly it will be returned to you. Attach order of appointment. Type and submit in duplicate. Deliver copies to clerk of court signed by attorney and judge. Clerk shall retain one copy for files and forward original to Executive Secretary, 1400 Nashville City Center, Nashville, Tennessee 37243-0607.

State of Tennessee
County of SHELBY Docket No. 97-08557, 58, 60
EARLY STORY

Name of Indigent Defendant (Please type or print.) _____ in the DIVISION 3 CRIMINAL court

1. X Felony Post Conviction UPCS w/i MSD
 Misdemeanor Probation Revocation Original Offense
 Petition for Early Release Termination of Parental
 Guardian Ad Litem Rights / Dependent Neglect 39-17-417
 Juvenile In Violation of TCA Section
 Contempt
2. Disposition of case: _____

2. Disposition of case:

☐ Plea of Guilty ☐ Nolle Prosequi
☒ Plea of Not Guilty and Trial by Jury ☐ Plea of Not Guilty and Trial by Judge
 Other: (Explain) _____

3. Sentence or Penalty, if any, the Defendant Received 2 ACQUITTALS 1 CONVICTION

4. Date of Disposition 12-8-99 Date of Last Activity in relation to the case 2-20-00

<div style="text-align: right;">2-20-00</div>				
Date	ACTIVITY (See S C Rule 13) Legal services rendered. Attach order of appointment stating reason therefor. Itemize out-of-pocket expense. Itemize other approved expense and attach certified copy of court's prior approval to this claim.	(A) In Court Hours In Tenths	(B) Out of Court Hours In Tenths	(C) Itemize Expense See S/C Rule 13
	SEE ATTACHED			
ATTACH ADDITIONAL SHEETS IF NEEDED				
I certify that the foregoing represents an accurate and complete		TOTALS		

TOTALS

ATTACH ADDITIONAL SHEETS IF NEEDED

I certify that the foregoing represents an accurate and complete statement of time and expense in connection with the above action or proceeding and these services were rendered pursuant to appointment under TCA 40-14-201 et. seq. or TCA 37-1-150 (a) (f)

PLEASE PRINT FULL NAME AND ADDRESS OF ATTORNEY

MICHAEL JAMES GATLIN 015444

P.O.BOX 27331

MEMPHIS TN 38167

Telephone # 901-388-6247

ATTORNEY NOTE: If you are sued as a result of this court-appointment, please contact the office of the Executive Secretary.

TO BE COMPLETED BY JUDGE

\$ AMOUNTS

- TO BE COMPLETED BY JUDGE
- | | | \$ AMOUNTS |
|-----------|--|------------|
| (A) _____ | Total Approved In Court Hours @ ⁵⁰ 50 .00 per Hour | _____ |
| (B) _____ | Total Approved Out of Court Hours @ ⁴⁰ 50 .00 per Hour | _____ |
| | Hours Only | |
| | SUB-TOTAL | |
| (C) _____ | Total All Approved Expenses (telephone, copying, mileage @ \$.22 per mile). | _____ |
| (D) _____ | Expert Witness Fee Per TCA 40-14-207(b) | _____ |
| (E) _____ | SUBTRACT Amount Reimbursed Per TCA 40-14-202 (e), (g) | _____ |

GRAND TOTAL PAYMENT AUTHORIZED

I hereby certify that I appointed the above named attorney to represent the herein listed indigent in compliance with TCA 40-14-201 et. seq. or TCA 37-1-150 (a) (1).

This the 1 day of April 2000

Original Signature of Judge (Not Stamped)

A. PROVED

JUDGE PLEASE NOTE: FILL OUT REVERSE SIDE IF ORIGINAL OFFENSE IS MURDER

December 2, 1999	Meeting with Co-Counsel and Counsel for Co-Defendant (out of court)	2.50 hour
December 5, 1999	Meeting with Co-Counsel (out of court)	3.00 hour
December 6, 1999	Report to Court (in court)	0.25 hour
December 6, 1999	Meeting with State (out of court)	2.00 hour
December 6, 1999	Jury Selection (in court)	4.00 hour
December 6, 1999	Meeting Co-Counsel (out of court)	2.00 hour
December 7, 1999	Preparation and Filing of Subpoena (out of court)	1.00 hour
December 7, 1999	Meeting with State (out of court)	0.50 hour
December 7, 1999	Trial (in court)	6.25 hour
December 7, 1999	Trial (out of court)	1.25 hour
December 8, 1999	Trial (in court)	3.25 hour
December 8, 1999	Trial (out of court)	5.50 hour
January 5, 2000	Meeting with Defendant (out of court)	1.00 hour
January 7, 2000	Motion for Copies of Transcripts (out of court)	1.00 hour
January 7, 2000	Order for Copies of Transcripts (out of court)	0.25 hour
January 7, 2000	Getting copies of Transcripts (out of court)	1.00 hour
January 17, 2000	Letter to Defendant (out of court)	1.00 hour
January 18, 2000	Motion for Copies of Tapes (out of court)	1.50 hour
January 18, 2000	Order for Copies of Tapes (out of court)	0.50 hour
January 19, 2000	Getting copies of Tapes (out of court)	2.00 hour
February 3, 2000	Motion for Judgment of Acquittal (out of court)	4.00 hour
February 20, 2000	Copy File for new Attorney (out of court)	6.00 hour

In court 22.75 hours @ \$50.00 p/h \$1,137.50

Out of court 140 hours @ \$40.00 p/h \$5,600.00

TOTAL \$6,737.50

REBECCA GARDNER COFFEE

915 TWINKLETOWN RD

MEMPHIS, TN 38116

(901) 398-5058

September 21, 1999	Appointment (in court)	0.25 hour
September 21, 1999	Order of Appointment (out of court)	0.50 hour
November 5, 1999	Report to Court (in court)	0.50 hour
November 8, 1999	Hearing (in court)	1.00 hour
November 26, 1999	Trial Preparation (out of court)	6.00 hour
November 27, 1999	Trial Preparation (out of court)	6.00 hour
November 28, 1999	Trial Preparation (out of court)	6.00 hour
December 1, 1999	Meeting with Counsel for Co-Defendant (out of court)	1.00 hour
December 2, 1999	Meeting with Co-Counsel and Counsel for Co-Defendant (out of court)	2.50 hour
December 2, 1999	Trial Preparation (out of court)	6.00 hour
December 5, 1999	Meeting with Co-Counsel (out of court)	3.00 hour
December 6, 1999	Report to Court (in court)	0.25 hour
December 6, 1999	Meeting with State (out of court)	2.00 hour
December 6, 1999	Jury Selection (in court)	4.00 hour
December 6, 1999	Meeting Co-Counsel (out of court)	2.00 hour
December 7, 1999	Meeting with State (out of court)	0.50 hour
December 7, 1999	Trial (in court)	6.25 hour
December 7, 1999	Trial (out of court)	1.25 hour
December 8, 1999	Trial (in court)	3.25 hour
December 8, 1999	Trial (out of court)	5.50 hour
February 3, 2000	Motion for Judgment of Acquittal (out of court)	4.00 hour
February 19, 2000	Sort File for new Attorney (out of court)	6.00 hour

In court 15.50 hours @ \$50.00 p/h \$ 775.00

Out of court 52.25 hours @ \$40.00 p/h \$2,090.00

TOTAL \$2,865.00

Sincerely:

Rebecca G. Coffee

Tennessee Court of the Judiciary Members 2011-2012

Presiding Judge

Judge Chris Craft

Criminal Court

30th Judicial District

Shelby County Justice Complex

201 Poplar Avenue, Suite 519

Memphis, TN 38103

Phone: (901) 222-2309

Fax: 1) 222-3221

E-mail: Christopher.craft@shelbycountyttn.gov

Term: 07/01/11 - 06/30/15 (1)

Appointed by: Supreme Court

(Trial judge - West)

Members of the Court

Judge Don R. Ash

Circuit Court

16th Judicial District, Part III

20 Public Square North, Room 409

Murfreesboro, TN 37130

Phone: (615) 898-8074

Fax (615) 898-8013

E-mail: dash@rutherfordcounty.org

Term: 07/01/11 - 06/30/15 (2)*

Appointed by: Supreme Court

(Trial judge - Middle)

Judge Jeffrey S. Bivins

Tennessee Court of Criminal Appeals

Supreme Court Bldg.

Disciplinary Counsel 2011-2012

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6 THE MEMPHIS FLYER ■ <http://www.memphisflyer.com> ■ JULY 22, 1999

SHERIFF'S DEPARTMENT

Man Pleads Innocent, Demands Jail Time

A FORMER DEPUTY JAILER, FRUSTRATED at the slow process of the judicial system, asked a criminal court judge on Monday to give him "protest time" in jail until his drug charges can be heard by a jury of his peers.

Forty-five-year-old Earley Story was arrested in January 1997 on allegations that he sold marijuana to an undercover detective working for the Shelby County Sheriff's Department. Story was promptly fired from the Shelby County Jail.

When he appeared before Criminal Court Judge John Colton on Monday, Story remained standing after everyone else in the courtroom was instructed to be seated. Story then walked up to the judge and handed him a three-page, handwritten letter.

"I can't seem to get a fair trial to prove my innocence," Story writes. "If I can't have my trial this date, 7-19-99, I want to be locked up until I get some justice."

Colton says he didn't read Story's note, and

called the ex-jailer's behavior out of control.

"He came in and started yelling and screaming," says the judge, "and we have a courtroom for carrying on business, so we can't allow that."

Colton obliged the defendant — sort of. He put an uncuffed Story in the detaining area behind the courtroom for an hour. Then he released him and gave him a new trial date.

Story insists on his innocence, citing, among other things, General Sessions Judge Ann Pugh's April 1997 decision to throw out his case for lack of evidence. After the general sessions hearing, however, the District Attorney's office came back with a criminal indictment against the ex-jailer.

Believing that his first two defense attorneys weren't working hard enough for him, Story has recently had a public defender appointed for him.

"It's a case of him against the world," says Colton, summing up Story's attitude. ■

— PHIL CAMPBELL